

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Mitsuhira NISHIO

Conf. No.: 0000

2005 APR 20 PM 12:09

Appln. No.: 10/522,681

Group Art Unit: 0000

Filed: January 31, 2005

Examiner: Unassigned

For: PACKAGED CONTAINER CONTAINING OCULAR PERFUSION/WASHING
SOLUTION AND PROCESS FOR PRODUCING THE SAME

REQUEST FOR REFUND

MAIL STOP 16

Director of the U.S. Patent
and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby respectfully requests a refund in the amount of \$100.00. This refund is to be credited to Deposit Account No. 19-4880.

Applicant believes that revised 37 C.F.R. § 1.492 allows reduced search and examination fees for applications in which the national fee was not filed before December 8, 2004. The above-referenced application was filed on January 31, 2005, with a copy of the International Search Report (support for this submission is evidenced by the Letter to Commissioner, International Search Report and date-stamped mailroom receipt therefore; a copy of each of which is submitted herewith). Therefore, Applicant believes he is entitled to the reduced fee. A duplicate copy of this paper is attached.

Resubmitted Refund 04/02/2005 UNIT 1 0015534100
D/A: 194880 Name/Number: 10522681
F/L: 3204 \$100.00 CR

SUGHRUE MION, PLLC

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Gordon Kit

Registration No. 30,764

WASHINGTON OFFICE

23373

CUSTOMER NUMBER

Date: April 13, 2005

Sughrue

SUGHRUE MION, PLLC

January 31, 2005

MAIL STOP PCT

Commissioner for Patents
P.O. BOX 1450
Alexandria, VA 22313-1450

PCT/JP 03/09627
-filed July 30, 2003

Re: Application of Mitsuhiro NISHIO
PACKAGED CONTAINER CONTAINING OCULAR
PERFUSION/WASHING SOLUTION AND PROCESS FOR PRODUCING
THE SAME
Assignees: SENJU PHARMACEUTICAL CO., LTD., and OTSUKA
PHARMACEUTICAL FACTORY, INC.
Our Ref: Q85887

FILED
JAN 31 2005

Dear Sir:

The following documents and fees are submitted herewith in connection with the above application for the purpose of entering the National stage under 35 U.S.C. §371 and in accordance with the Patent Cooperation Treaty:

- ☒ a copy of the executed Declaration and Power of Attorney.
- ☒ an Verified English translation of the International Application.
- ☒ one (1) sheets of drawings.
- ☒ a copy of the executed Assignment and PTO 1595 form.
- ☒ a International Search Report, Information Disclosure Statement and a PTO/SB/08 A & B (modified) listing the ISR references.
- ☒ Notification Concerning Submission or Transmittal of Priority Document.
- ☒ it is expressly requested that the national stage of processing be commenced immediately in accordance with 35 U.S.C. § 371(f)

It is assumed that copies of the International Application, the International Search Report and cited references, the International Preliminary Examination Report, and any Articles 19 and 34 amendments as required by §371(c) will be supplied directly by the International Bureau, but if further copies are needed, the undersigned will undertake to provide them upon request.



SUGHRUE MION, PLLC

Q85887

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The Government filing fee is calculated as follows:

Total claims	<u>5</u>	-	<u>20</u>	=		x	\$50.00	=	<u>\$0.00</u>
Independent claims	<u>2</u>	-	<u>3</u>	=		x	\$200.0	=	<u>\$0.00</u>
Base Fee									<u>\$300.00</u>
Search Fee									<u>\$500.00</u>
Examination Fee									<u>\$200.00</u>
TOTAL FILING FEE									<u>\$1000.00</u>
Recordation of Assignment									<u>\$ 40.00</u>
TOTAL FEE									<u>\$1040.00</u>

Checks for the statutory filing fee of \$1000.00 and Assignment recordation fee of \$40.00 are attached. The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account. A duplicate copy of this transmittal letter is attached.

Since July 30, 2002 (30 months from the priority date) fell on a Sunday, the submission of these papers on Monday, January 31, 2005 is sufficient for National Stage Entry.

Priority is claimed from:

Country

Japan

Application No

2002-221234

Filing Date

July 30, 2002

Respectfully submitted,

Gordon Kit

by *ayR*
Reg. No. 33,276

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Date: January 31, 2005

INTERNATIONAL SEARCH REPORT

International application No.

PCT/JP03/09627

A. CLASSIFICATION OF SUBJECT MATTER

Int.Cl⁷ A61J1/00

According to International Patent Classification (IPC) or to both national classification and IPC

B. FIELDS SEARCHED

Minimum documentation searched (classification system followed by classification symbols)

Int.Cl⁷ A61J1/00-3/00

Documentation searched other than minimum documentation to the extent that such documents are included in the fields searched

Jitsuyo Shinan Koho

1922-1996

Toroku Jitsuyo Shinan Koho

1994-2003

Kokai Jitsuyo Shinan Koho

1971-2003

Jitsuyo Shinan Toroku Koho

1996-2003

Electronic data base consulted during the international search (name of data base and, where practicable, search terms used)

C. DOCUMENTS CONSIDERED TO BE RELEVANT

Category*	Citation of document, with indication, where appropriate, of the relevant passages	Relevant to claim No.
Y	JP 2000-281147 A (Otsuka Pharmaceutical Factory, Inc.), 10 October, 2000 (10.10.00), Par. Nos. [0048], [0070]; Fig. 1 (Family: none)	1-5
Y	JP 11-292151 A (Lion Corp.), 26 October, 1999 (26.10.99), Par. Nos. [0010], [0017] to [0020]; Fig. 1 (Family: none)	1-5

☐ Further documents are listed in the continuation of Box C.

☐ See patent family annex.

* Special categories of cited documents:
 "A" document defining the general state of the art which is not considered to be of particular relevance
 "E" earlier document but published on or after the international filing date
 "L" document which may throw doubts on priority claim(s) or which is cited to establish the publication date of another citation or other special reason (as specified)
 "O" document referring to an oral disclosure, use, exhibition or other means
 "P" document published prior to the international filing date but later than the priority date claimed

"I" later document published after the international filing date or priority date and not in conflict with the application but cited to understand the principle or theory underlying the invention
 "X" document of particular relevance; the claimed invention cannot be considered novel or cannot be considered to involve an inventive step when the document is taken alone
 "Y" document of particular relevance; the claimed invention cannot be considered to involve an inventive step when the document is combined with one or more other such documents, such combination being obvious to a person skilled in the art
 "&" document member of the same patent family

Date of the actual completion of the international search
09 October, 2003 (09.10.03)

Date of mailing of the international search report
28 October, 2003 (28.10.03)

Name and mailing address of the ISA/
Japanese Patent Office

Authorized officer



REQUEST FOR EARLY NOTIFICATION OF SERIAL NUMBER
National Stage Entry of PCT/JP 03/09627 filed July 30, 2003

Inventor(s): Mitsuhiro NISHIO

Title: PACKAGED CONTAINER CONTAINING OCULAR
PERFUSION/WASHING SOLUTION AND PROCESS FOR
PRODUCING THE SAME

Atty Doc. #: Q85887 Client: SAEGUSA INTERNATIONAL PATENT
OFFICE

Verified English Language Translation

Filing Date: January 31, 2005 # Pgs. Spec/Abst: 43/1 #Claims: 5

International Search Report

Dwg. Sheets: 1 Decl yes (2 pages) Prelim Amdt no

PTO 1595 Form

IDS/Prior Art: yes Pr Doc: no Asgmt: yes Fee: \$1000/40

PTO/SB/O8 A & B (modified)

☒ Check Attached ☐ Charge to Deposit # 19-4880 Atty/Sec: GK/dmg

Notification Concerning Submission or Transmittal of Priority Document

SERIAL NO.:

CONF NO.: